

Plus all other factors of the Vitamin B Complex as extracted from brewer's yeast."

**RESULTS OF INVESTIGATION:** Analysis showed that the article contained approximately 50 percent of the declared amount of vitamin B<sub>1</sub> and approximately 88 percent of the declared amount of vitamin B<sub>2</sub>. The article in the bottles was repacked by the dealer from bulk stock shipped as described above and the article in the drums was intended to be repackaged into bottles labeled as described above.

**LIBELED:** 1-11-60, Dist. N.J.

**CHARGE:** 402(b)(1)—while held for sale, the valuable constituents of the article (bulk and repacked) namely, vitamin B<sub>1</sub> and vitamin B<sub>2</sub>, had been in part omitted or abstracted from the article; 403(a)—while held for sale, the label statement "Each tablet provides: 333 International Units B<sub>1</sub> 2000 micrograms B<sub>2</sub>" was false and misleading; and 403(j)—when shipped, and while held for sale, the article (bulk and repacked) purported to be and was represented as a food for special dietary uses by reason of its vitamin content and its label failed to bear, as required by regulations, a statement of the proportion of the minimum daily requirement for vitamin B<sub>1</sub>, vitamin B<sub>2</sub>, and nicotinic acid supplied by such food when consumed in a specified quantity during a period of one day, and since the need for pantothenic acid in human nutrition has not been established, its label failed to bear the statement "The need for pantothenic acid in human nutrition has not been established."

**DISPOSITION:** 2-23-60. Default—delivered to charitable institutions.

**26546. Vitamin capsules.** (F.D.C. No. 43273. S. No. 49-436 P.)

**QUANTITY:** 207 31-capsule btl. at Seattle, Wash.

**SHIPPED:** 3-1-56, from Chicago, Ill.

**RESULTS OF INVESTIGATION:** Examination showed that the article contained approximately 60 percent of the declared amount of vitamin B<sub>12</sub> and approximately 79 percent of the declared amount of vitamin C.

**LIBELED:** 6-22-59, W. Dist. Wash.

**CHARGE:** 402(b)(1)—while held for sale, the valuable constituents, vitamin B<sub>12</sub> and vitamin C, had been in part omitted or abstracted from the article; and 403(a)—the label statement "\* \* \* 5.00 mcg. Vitamin B<sub>12</sub> \* \* \* 50.00 mg. Vitamin C \* \* \*" was false and misleading.

**DISPOSITION:** 8-3-59. Default—destruction.

**26547. Vitamin-mineral candy.** (F.D.C. No. 43931. S. No. 85-322 P.)

**QUANTITY:** 43 ctns., each containing 12 individually cartoned btl., at New York, N.Y., in possession of Columbia Medical Co.

**SHIPPED:** 3-13-59, from Jersey City, N.J., by Bergen Pharmacal Co., Inc.

**LABEL IN PART:** (Btl. and ctn.) "Sixty Columbia Fruitti Vites The Vitamin-Mineral Candy For Children. A dietary supplement containing 11 vitamins and 11 minerals, specially prepared to taste like candy. Columbia Medical Company Distributors, New York, N.Y. Two Fruitti-Vites contain: \* \* \* Vitamin D (Synthetic) 500 U.S.P. Units."

**ACCOMPANYING LABELING:** A number of loose labels as described above.

RESULTS OF INVESTIGATION: The article was repacked by the dealer from bulk stock shipped as described above. Examination showed that the article contained approximately 40 percent of the labeled amount of vitamin D.

LIBELED: 12-10-59, S. Dist. N.Y.

CHARGE: 402(b)(1)—the valuable constituent, vitamin D, had been in whole or in part omitted or abstracted from the article while held for sale; 403(a)—the label statement "Two Fruitti-Vites contain: \* \* \* Vitamin D \* \* \* 500 U.S.P. Units" was false and misleading as applied to the article which contained approximately 40 percent of the declared amount of vitamin D, the label statement "The Vitamin-Mineral Candy For Children" was false and misleading, since the article was not candy but was a special dietary food intended for supplementing the diet of children deficient in the specific vitamins and minerals which it contained, and the label statements "The daily requirements of vitamin B<sub>2</sub> \* \* \* Niacinamide have not been established" and "The need for \* \* \* copper, magnesium \* \* \* potassium \* \* \* in human nutrition has not been established" were false and misleading since the minimum daily requirement for vitamin B<sub>2</sub> and niacinamide and the need for copper, magnesium, and potassium in human nutrition have been established; and 403(j)—the article purported to be and was represented as a food for special dietary uses by reason of its vitamin and mineral content and its label failed to bear, as required by regulations, a statement of the minimum daily requirement for vitamin B<sub>2</sub> and niacinamide supplied by a specified quantity of the food when consumed during the period of 1 day by children.

DISPOSITION: 1-22-60. Default—destruction.

26548. Chamomile flowers. (F.D.C. No. 44397. S. No. 96-779 P.)

QUANTITY: 3 40-kilos bags at New York, N.Y., in possession of West Side Cold Storage Co., Inc.

SHIPPED: 5-6-59, from Chemille, France.

LIBELED: 3-31-60, S. Dist. N.Y.

CHARGE: 402(a)(3)—contained rodent urine; and 402(a)(4)—held under insanitary conditions.

DISPOSITION: 5-24-60. Default—destruction.

26549. Brown gravy (dietary). (F.D.C. No. 44546. S. No. 3-394 R.)

QUANTITY: 39 cases, 24 5-oz. jars each, at Washington, D.C.

SHIPPED: 3-15-60, from Woburn, Mass., by Schroeder Industries, Inc.

LABEL IN PART: (Jar) "Kitchen Quick Home Style Instant Brown Gravy \* \* \* Contains No Meat or Fat Holiday Coffee Corp. Walpole, Mass. \* \* \* 30 Servings of Low Calorie Tasty Brown Gravy."

LIBELED: 4-25-60, Dist. of Columbia.

CHARGE: 403(a)—when shipped, the label statement "Low Calorie Tasty Brown Gravy," was false and misleading, since the article was not low in calories; and 403(j)—the article purported to be and was represented as a food for special dietary use in the control of body weight, and its label failed to bear, as prescribed by regulations, a statement of the percent by weight of protein, fat, and available carbohydrates in such food; and the number of available calories supplied by a specified quantity of such food.

DISPOSITION: 5-25-60. Default—delivered to the local government for use in public institutions.